

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

March 9, 2010

Elisabeth A. Shumaker
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ROBERTO ESCUDERO-JIMINEZ,

Defendant - Appellant.

No. 09-4220
(D.C. No. 2:08-CR-00462-CW-2)

ORDER

This matter is before the court on the Appellant's Motion to Withdraw Appeal. The motion to dismiss is **GRANTED**. *See* Fed. R. App. P. 27.3(A)(9). The appeal is **DISMISSED**. Each party shall bear its own costs on appeal. A certified copy of this order shall stand as and for the mandate of the court.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk